

No. 52

MICHIGAN SENATE

DAILY CALENDAR

TUESDAY, JUNE 16, 2009
10:00 a.m.

MOTIONS

1

(Consideration postponed until Friday, October 2.)

HB 4316 Rep. Lisa Brown

Torts; product liability; limitation on liability for drugs that have been approved by federal food and drug administration; rescind.

Amends sec. 2946 of 1961 PA 236 (MCL 600.2946).

I.E. House, March 26, 2009.

Motion to discharge Committee on Government Operations and Reform, Thursday, April 23.

2

(Consideration postponed until Friday, October 2.)

HB 4317 Rep. Kennedy

Civil procedure; statute of limitations; drug product liability cases previously prohibited because of FDA approval defense; allow to be commenced within 3 years after repeal of the defense.

Amends sec. 5805 of 1961 PA 236 (MCL 600.5805).

I.E. House, March 26, 2009.

Motion to discharge Committee on Government Operations and Reform, Thursday, April 23.

3

(Consideration postponed until Friday, October 2.)

HB 4318 Rep. Slavens

Consumer protection; unfair trade practices; liability for inaccurate representations concerning risks of certain drugs, medications, and supplements; clarify.

Amends secs. 2 & 3 of 1976 PA 331 (MCL 445.902 & 445.903).

I.E. House, March 26, 2009.

Motion to discharge Committee on Government Operations and Reform, Thursday, April 23.

4

(Consideration postponed until Thursday, December 31.)

SR 15 Sen. Whitmer

A resolution to amend the Standing Rules of the Senate.

Motion to reconsider motion to discharge Committee on Government Operations and Reform, Thursday, May 7.

MESSAGES FROM THE HOUSE

5

SB 280 Sen. Van Woerkom

Natural resources; nonnative species; restricted and prohibited species lists; revise.

Amends sec. 41301 of 1994 PA 451 (MCL 324.41301).

I.E. House, June 4, 2009.

Returned from House with House substitute (H-2), Tuesday, June 9; laid over under the rules.

Committee recommended I.E.

THIRD READING OF BILLS

6

SB 216 Sen. Allen

Liquor; licenses; continuing care retirement center liquor license; create.

Amends secs. 525 & 537 of 1998 PA 58 (MCL 436.1525 & 436.1537) & adds sec. 545.

Reported by Committee on Economic Development and Regulatory Reform.

Senate substitute (S-1).

Committee recommended I.E.

7

SB 47 Sen. Kahn

Health; pharmaceuticals; prescription drug website; provide for.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 9721.

Reported by Committee on Health Policy.

Committee recommended I.E.

8

SB 434 Sen. Gilbert

Administrative procedure; rules; use of certain orders, bulletins, and guidelines; establish limit and provide for regulatory flexibility for small businesses.

Amends secs. 3, 32, 39, 40, 43, 45, 61 & 64 of 1969 PA 306 (MCL 24.203 et seq.).

Reported by Committee on Economic Development and Regulatory Reform.

Senate substitute (S-1).

Committee recommended I.E.

THIRD READING OF BILLS

9

SB 483 Sen. Allen

Natural resources; hunting; participation license for bear and bobcat hunting when using dogs during hunt; clarify.

Amends secs. 43523, 43528 & 43531 of 1994 PA 451 (MCL 324.43523 et seq.).

Reported by Committee on Hunting, Fishing and Outdoor Recreation.

Committee recommended I.E.

10

SB 334 Sen. Jelinek

Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2008-2009.

Creates appropriation act.

Reported by Committee on Appropriations.

Senate substitute (S-1).

For Senate amendments, see Senate Journal No. 49, page 881.

Committee recommended I.E.

GENERAL ORDERS

11

SB 245 Sen. Pappageorge

Appropriations; zero budget; general government; provide for fiscal year 2009-2010.

Creates appropriation act.

Reported by Committee on Appropriations.

Senate substitute (S-1).

Committee recommended I.E.

12

SB 248 Sen. Hardiman

Appropriations; zero budget; department of human services; provide for fiscal year 2009-2010.

Creates appropriation act.

Reported by Committee on Appropriations.

Senate substitute (S-1).

Committee recommended I.E.

13

SB 253 Sen. Garcia

Appropriations; zero budget; department of state police; provide for fiscal year 2009-2010.

Creates appropriation act.

Reported by Committee on Appropriations.

Senate substitute (S-1).

Committee recommended I.E.

14

SB 35 Sen. Sanborn

Civil procedure; statute of limitations; statute of limitations and statute of repose for actions against architects, engineers, and construction contractors; revise.

Amends secs. 5805 & 5839 of 1961 PA 236 (MCL 600.5805 & 600.5839).

Reported by Committee on Judiciary.

Committee recommended I.E.

GENERAL ORDERS

15

SB 361 Sen. Gilbert

Michigan business tax; gross receipts; phase-in of exclusion of tobacco taxes from the definition of gross receipts; eliminate.

Amends sec. 111 of 2007 PA 36 (MCL 208.1111).

Reported by Committee on Finance.

Committee recommended I.E.

16

SB 165 Sen. Barcia

Traffic control; accidents; procedure relating to obtaining crash reports; modify.

Amends secs. 621 & 622 of 1949 PA 300 (MCL 257.621 & 257.622).

Reported by Committee on Transportation.

Committee recommended I.E.

17

SB 388 Sen. Birkholz

Natural resources; other; state park, boating access site, and forest recreation passport fees; provide for distribution of revenue.

Amends secs. 2005, 2030, 2035, 74101, 74102a, 74116, 74117, 74122, 74123, 78105 & 83106 of 1994 PA 451 (MCL 324.2005 et seq.); adds secs. 1911 & 2045 & repeals secs. 1909 & 1910 of 1994 PA 451 (MCL 324.1909 & 324.1910).

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-4).

Committee recommended I.E.

18

SB 389 Sen. Basham

Natural resources; other; state park, boating access site, and forest recreation passport; create.

Amends 1949 PA 300 (MCL 257.1 - 257.923) by adding sec. 805.

Reported by Committee on Natural Resources and Environmental Affairs.

Senate substitute (S-6).

Committee recommended I.E.

19

SB 266 Sen. Hunter

Advertising; billboards; billboards for sexually oriented businesses; provide for regulation.

Amends sec. 18a of 1972 PA 106 (MCL 252.318a).

Reported by Committee on Transportation.

Senate substitute (S-2).

Committee recommended I.E.

20

HB 4053 Rep. Simpson

Highways; name; renaming a portion of M-188; designate as the "Elgie G. Hanna Memorial Highway".

Amends 2001 PA 142 (MCL 250.1001 - 250.2080) by adding sec. 77.

I.E. House, March 10, 2009.

Reported by Committee on Transportation.

Committee recommended I.E.

GENERAL ORDERS

21

SB 478 Sen. Sanborn

Corrections; other; report to legislature of status of offender tracking system; require.

Amends 1953 PA 232 (MCL 791.201 - 791.285) by adding sec. 7b.

Reported by Committee on Judiciary.
Committee recommended I.E.

22

SB 418 Sen. Allen

State financing and management; funds; centers of energy excellence program; increase funding.

Amends sec. 88q of 1984 PA 270 (MCL 125.2088q).

Reported by Committee on Commerce and Tourism.
Committee recommended I.E.

23

SB 462 Sen. Richardville

Financial institutions; loan officers; mortgage loan officer licensing; adopt statute that complies with federal SAFE act requirements.

Creates new act.

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-1).
Committee recommended I.E.

24

SB 463 Sen. Stamas

Financial institutions; mortgage brokers and lenders; mortgage brokers, lenders, and servicers licensing act; amend to comply with federal SAFE act requirements.

Amends title & secs. 1a, 2, 8, 10, 11, 12, 14, 29 & 33 of 1987 PA 173 (MCL 445.1651a et seq.) & repeals secs. 2a, 2b, 2c & 22b of 1987 PA 173 (MCL 445.1652a et seq.).

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-1).
Committee recommended I.E.

25

SB 464 Sen. Olshove

Financial institutions; mortgage brokers and lenders; secondary mortgage loan act; amend to comply with federal SAFE act requirements.

Amends title & secs. 1, 2, 6, 6a, 6b, 11, 13, 20, 22 & 27 of 1981 PA 125 (MCL 493.51 et seq.) & repeals secs. 2a, 2b, 2c, 2d & 26a of 1981 PA 125 (MCL 493.52a et seq.).

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-1).
Committee recommended I.E.

26

SB 465 Sen. Sanborn

Financial institutions; other; consumer financial services act; amend to comply with federal SAFE act requirements.

Amends sec. 9 of 1988 PA 161 (MCL 487.2059).

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-1).
Committee recommended I.E.

GENERAL ORDERS

27

SB 592 Sen. Kuipers

Education; financing; certain energy contracts; allow.

Amends sec. 1274a of 1976 PA 451 (MCL 380.1274a).

Reported by Committee on Education.

Committee recommended I.E.

28

SB 325 Sen. Basham

Crimes; other; installation or use of motor vehicle tracking device; prohibit under certain circumstances and provide penalty.

Amends 1931 PA 328 (MCL 750.1 - 750.568) by adding sec. 539l.

Reported by Committee on Judiciary.
Committee recommended I.E.

29

SB 449 Sen. Brown

Law enforcement; other; definition of regularly employed; clarify in commission on law enforcement standards act and allow for certain waivers.

Amends secs. 2 & 9 of 1965 PA 203 (MCL 28.602 & 28.609).

Reported by Committee on Homeland Security and Emerging Technologies.

Senate substitute (S-1).
Committee recommended I.E.

30

SB 204 Sen. Olshove

Liens; other; self-service storage facility's right to deny access to property and sell property if rent is unpaid; prohibit for units rented by certain military personnel.

Amends secs. 4 & 5 of 1985 PA 148 (MCL 570.524 & 570.525).

Reported by Committee on Senior Citizens and Veterans Affairs.

Senate substitute (S-2).
Committee recommended I.E.

31

SB 431 Sen. Kuipers

Administrative procedure; rules; cost benefit analysis regarding departmental rule change; require as part of the request for rule-making and limit scope of certain rules.

Amends sec. 39 of 1969 PA 306 (MCL 24.239).

Committee on Government Operations and Reform discharged, Tuesday, June 9.

32

SB 13 Sen. Hardiman

Administrative procedure; rules; state office of administrative hearings and rules; require policy posting of revisions and assessment of impact on the rules in the private sector.

Amends sec. 45 of 1969 PA 306 (MCL 24.245) & adds sec. 45b.

Committee on Government Operations and Reform discharged, Tuesday, June 9.

GENERAL ORDERS

33

SB 48 Sen. Kahn

State; buildings; flags flown at state buildings; require to be made in the United States.

Amends 1911 PA 209 (MCL 2.21 - 2.27) by adding sec. 2a.

Reported by Committee on Appropriations.
Senate substitute (S-1).
Committee recommended I.E.

34

SB 435 Sen. Pappageorge

Administrative procedure; rules; review of existing and new rules; provide for on a periodic basis.

Amends sec. 53 of 1969 PA 306 (MCL 24.253).

Reported by Committee on Economic Development and Regulatory Reform.
Committee recommended I.E.

35

SB 436 Sen. Gilbert

Environmental protection; permits; private sector review of certain environmental permits; establish.

Amends secs. 1307 & 1311 of 1994 PA 451 (MCL 324.1307 & 324.1311) & adds sec. 1313.

Reported by Committee on Economic Development and Regulatory Reform.
Committee recommended I.E.

36

SB 470 Sen. Sanborn

Liquor; retail sales; tagging of certain beer kegs; require.

Amends 1998 PA 58 (MCL 436.1101 - 436.2303) by adding sec. 1029.

Reported by Committee on Economic Development and Regulatory Reform.
Senate substitute (S-1).
Committee recommended I.E.

37

SB 219 Sen. Pappageorge

Michigan business tax; tax base; exclusion of certain royalty and interest payments made to a foreign person from the business income tax base; provide for.

Amends sec. 201 of 2007 PA 36 (MCL 208.1201).

Reported by Committee on Finance.
Committee recommended I.E.

38

HB 4514 Rep. Lahti

Income tax; credit; eligibility for state earned income tax credit; require taxpayer to be resident for at least 6 months.

Amends sec. 272 of 1967 PA 281 (MCL 206.272).

I.E. House, March 18, 2009.
House substitute (H-1).
Reported by Committee on Finance.
Committee recommended I.E.

GENERAL ORDERS

39

SB 428 Sen. Allen

Economic development; local development financing; decision-making authority; modify to Michigan strategic fund.

Amends secs. 2, 12 & 12a of 1986 PA 281 (MCL 125.2152 et seq.).

Reported by Committee on Commerce and Tourism.
Senate substitute (S-2).
Committee recommended I.E.

40

SB 493 Sen. Allen

Michigan business tax; credit; credit for certain taxpayers for creating an anchor zone of certain businesses; revise.

Amends sec. 431c of 2007 PA 36 (MCL 208.1431c).

Reported by Committee on Commerce and Tourism.
Senate substitute (S-2).
Committee recommended I.E.

41

HB 4674 Rep. Mayes

Michigan business tax; credit; credit for anchor companies based on qualified new jobs created by certain suppliers and customers; revise.

Amends sec. 431a of 2007 PA 36 (MCL 208.1431a).

I.E. House, May 5, 2009.
Reported by Committee on Commerce and Tourism.
Senate substitute (S-1).
Committee recommended I.E.

42

SB 215 Sen. Garcia

State agencies (existing); boards and commissions; name and duties of the commission on Spanish-speaking affairs (COSSA); revise.

Amends title & secs. 1, 2, 3, 4, 5 & 6 of 1975 PA 164 (MCL 18.301 et seq.).

Reported by Committee on Local, Urban and State Affairs.
Senate substitute (S-3).
Committee recommended I.E.

43

HB 4184 Rep. Ball

Counties; other; uniform system of accounting and reporting; modify.

Amends secs. 4 & 5 of 1919 PA 71 (MCL 21.44 & 21.45).

I.E. House, May 5, 2009.
Reported by Committee on Local, Urban and State Affairs.
Committee recommended I.E.

44

SB 438 Sen. Richardville

Environmental protection; other; stratified random sampling process; establish for inspections under NREPA.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding sec. 1505.

Reported by Committee on Economic Development and Regulatory Reform.
Committee recommended I.E.

GENERAL ORDERS

 45

SB 439 Sen. Kahn

Environmental protection; other; NREPA programs; require peer review or benchmark analysis.

Amends 1994 PA 451 (MCL 324.101 - 324.90106) by adding pt. 27.

Reported by Committee on Economic Development and Regulatory Reform.

Committee recommended I.E.

RESOLUTIONS

 46

SR 41 Sen. Cropsey

A resolution to urge the Michigan Department of Corrections to implement nondenominational prison congregation programs within our prisons.

Reported by Committee on Judiciary.

For text of resolution, see Senate Journal No. 32, page 591.

Adoption pending.

COMMITTEE REPORTS

 47

SB 528 Sen. Hardiman

Health facilities; patients; reuse of single-use medical devices; prohibit under certain circumstances and prescribe remedies for violation.

Amends 1978 PA 368 (MCL 333.1101 - 333.25211) by adding sec. 20153.

Reported by Committee on Health Policy.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

SCHEDULED MEETINGS

Appropriations - Wednesday, June 17, 2:00 p.m., and Thursday, June 18, 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-6960)

SCHEDULED MEETINGS

Subcommittees -

Community Health Department - Tuesday, June 16, 1:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-2768)

Higher Education - Tuesday, June 16, 1:30 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

Judiciary and Corrections - Tuesday, June 16, 3:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-2768)

K-12, School Aid, Education - Tuesday, June 16, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

Natural Resources Department - Tuesday, June 16, 12:00 noon or later immediately following session, Senate Appropriations Room, 3rd Floor, Capitol Building (373-2768)

Commerce and Tourism - Monday, June 15, 10:00 a.m., Wayne State University, Engineering Development Center Auditorium, 5050 Wayne Anthony Drive, Detroit; and Tuesday, June 16, 2:30 p.m., Room 100, Farnum Building (373-2413)

Health Policy - Monday, June 15, 9:00 a.m., Margherio Conference Center, Mazurek Medical Education Commons, Wayne State University School of Medicine, 320 East Canfield Street, Detroit (373-0793)

Legislative Commission on Government Efficiency - Friday, June 19, 12:00 noon, Room 426, Capitol Building (373-0212)

Legislative Commission on Statutory Mandates - Thursday, June 25 (CANCELED); Friday, June 26, 9:00 a.m., Oakland County Executive Office Building, Waterford Room, 1st Floor, Building 41-West, 2100 Pontiac Lake Road, Waterford (373-0212)

Legislative Retirement Board of Trustees - Thursdays, September 10 and December 3, 2:00 p.m., Room H-252, Capitol Building (373-0575)

Michigan Law Revision Commission - Wednesday, June 24, 11:30 a.m., Legislative Council Conference Room, 3rd Floor, Boji Tower (373-0212)